IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

WEDNESDAY, THE 12TH SEPTEMBER 2007 / 21ST BHADRA 1929

MACA.No. 187 of 2004()

OPMV.687/1997 of MOTOR ACCIDENT CLAIMS TRIBUNAL, IRINJALAKUDA
.....

APPELLANT/PETITIONER IN OP(MV):

JOY, S/O. OUSEPH, POOKKOLAYIL HOUSE,
CHAIPINKUZHI P.O., MUKUNDAPURAM TALUK.

BY ADV. SRI.P.V.BABY
SRI.A.N.SANTHOSH

RESPONDENTS: RESPONDENTS IN O.P.(MV):
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* 1. K.A. SIDDIQUE, S/O. ALI,
KALATHINGAL HOUSE, CHOKKONE, PADY,
THRISSUR. ***(deleted)***

(1st respondent is deleted from the Party array at
the risk of the appellant as per order dated 20.8.2007
in I.A.No.1700/2007)

2. SASI, S/O. MATHU, KATTILAPARAMBAN
HOUSE, KORMALA DESOM, KUTTICHIRA VILLAGE.

3. THE ORIENTAL INSURANCE CO.,
MAHESWARI BUIDINGS, M.G. ROAD, THRISSUR.

BY ADV. SRI.P.V.JYOTHI PRASAD

THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING COME UP FOR ADMISSION ON 12/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.PADMANABHAN NAIR, J.

M.A.C.A.No. 187 OF 2004

Dated this the 12th September, 2007.

J U D G M E N T

The claimant in O.P.(M.V) No.687/1997, on the file of the Motor Accidents Claims Tribunal, Irinjalakuda, has filed this appeal, complaining that the quantum of compensation awarded is inadequate. Appellant sustained injuries in a motor vehicle accident. He claimed an amount of Rs.50,000/= as compensation. The Tribunal has awarded only an amount of Rs.10,000/= as compensation. According to the appellant, the Tribunal considered only the injuries noted in the wound certificate, but omitted to note the injuries stated in the discharge certificate. The discharge certificate itself shows that the injuries sustained by the petitioner are superficial in nature. The discharge certificate also shows that there was no fracture and X-ray was also taken. I am of the considered opinion that the quantum of compensation awarded is reasonable. There is no merit in this appeal, and it is only to be dismissed.

In the result, the appeal is dismissed.

K.PADMANABHAN NAIR,
JUDGE

nj.

K.PADMANABHAN NAIR, J.

No.

J U D G M E N T

Dated: September, 2007.